

FACSIMILE TRANSMITTAL**BOZICEVIC, FIELD & FRANCIS LLP**

285 Hamilton Avenue, Suite 200

Palo Alto CA 94301

Telephone: (650) 327-3400

Facsimile Number: (650) 327-3231

Date: December 22, 1999
To: Betty Robinson
United States Patent and Trademark Office
Facsimile No. 703/305-9822
From: Dianna L. DeVore
Re: Our Reference No. OLIG-010CON
Serial No. 09/211,794
Filing Date: December 15, 1998
Title: Three Component Chimeric Antisense Oligonucleotides

Message: As requested, attached please find a copy of the Response to Missing Parts as sent via Express Mail on December 13, 1999 to the USPTO including the Transmittal Letter; Fee Transmittal, Executed Declaration and Power of Attorney, Small Entity Statement; Copy of Return Receipt Postcard and Copy of Express Mail Label.

Total number of pages, including this cover sheet: 11

WARNING: This facsimile message and accompanying documents are intended only for the use of the addressee indicated above. Information that is privileged or otherwise confidential may be contained therein. If you are not the intended recipient, you are hereby notified that any dissemination, copying, review or use of the above message or the accompanying documents is strictly prohibited. If you have received this message in error, please notify us immediately by telephone or facsimile, and mail the original to us at the above address. Thank you.

Please contact **Kimberly Zuehlke** at (650) 833-7704 if you have any problems receiving this transmission.

DEC-22-99 WED 03:30 PM

BOZICEVIC FIELD&FRANCIS

FAX NO. 650-327-3231

P. 02

Atty: DLD.kz Express Mail Label No. EL 284 101 633 US
File No. OLIG-010CON Date Mailed December 13, 1999
Application No. 09/211,794 Date Filed December 15, 1998
Client: OEI Inventor(s): Amy Arrow et al
Title: Three Component Chimeric Antisense Oligonucleotides

Enclosures:

Transmittal Letter (1 page)
 Fee Transmittal (1 page)
 Copy of the Notice to File Missing Parts
 Copy of Transmittal faxed 10/21/99
 Combined Declaration and Power of Attorney (4 pages)
 Check in the amount of \$890.00

Acknowledge Receipt of
enclosures
By imprinting PTO Date Stamp
and Returning to addressee

EL284101633US



BOZICEVIC, FIELD & FRANCIS, LLP
285 HAMILTON AVENUE, SUITE 200
PALO ALTO, CA. 94301

EXPRESS MAIL CERTIFICATE

I hereby certify that the paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Typed or Printed Name	Dave Glisson	Express Mail No.	EL284101633US
Signature	<i>Dave Glisson</i>	Date	December 13, 1999

RESPONSE TO MISSING PARTS	Attorney Docket	OLIG-010CON
	First Named Inventor	Amy Arrow et al.
	Application Number	09/211,794
	Filing Date	December 15, 1998
	Group Art Unit	1635
	Examiner Name	B. Robinson
Address to: Box Missing Parts Assistant Commissioner for Patents Washington, D.C. 20231	Title	Three Component Chimeric Antisense Oligonucleotides

Sir:

In response to the Notice to File Missing Parts dated January 21, 1999, transmitted herewith for filing are the following documents:

1. a copy of the Notice to File Missing Parts;
2. a copy of a Transmittal Letter sent via facsimile to Carol Barnes of the USPTO on October 21, 1999 (copies of transmittal letter not attached);
3. a Combined Declaration and Power of Attorney signed by the inventors;
4. a Fee Transmittal; and
5. a check in the amount of \$890.00 (surcharge, \$130; statutory basic filing fee, \$760) to cover the fees required.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: 12/13/99

By: Dianna L. DeVore

Dianna L. DeVore
Registration No. 42,484

BOZICEVIC, FIELD & FRANCIS LLP

285 Hamilton Avenue, Suite 200

Palo Alto, California 94301

Telephone: (650) 327-3400

Faxsimile: (650) 327-3231

5 DECEMBER 1999 - GLASSER/DEVORE MISSING PARTS - TRANS.WPD

DOCKETED *jme*

FEE TRANSMITTAL

*Note: Effective October 1, 1998.
Patent fees are subject to annual revision.*

Attorney Docket Number	200-010CON
First Named Inventor	Amy Arrow et al
Application Number	09-211,794
Filing Date	December 15, 1998
Group Art Unit	1635
Examiner Name	B. Robinson

METHOD OF PAYMENT

<input checked="" type="checkbox"/> A CHECK IS ENCLOSED
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees including fees required under 37 CFR 1.16 and 1.17 and credit any overpayments to:
Deposit Account No. 50-0815.
Deposit Account Name: Bozicevic, Field & Francis LLP

FEE CALCULATION

1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due
101	760	201	380	Utility filing fee	\$760
102	310	206	155	Design filing fee	
104	480	207	240	Plant filing fee	
109	760	208	380	Reissue filing fee	
110	150	214	75	Provisional filing fee	
				Subtotal (1)	\$760

2. CLAIMS

No. of claims as filed or after amendment	Most claims previously paid	Extra claims	Fee from below	Fee Due
Total claims	19	-	20	= 0 x = \$0
Ind. claims	3	-	3	= 0 x = 0
Multiple Dependent claims			0	x = 0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	78	202	39	Independent claims in excess of 3
104	260	204	130	Multiple dependent claim
109	78	209	39	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of and over original patent
				Subtotal (2) \$0.00

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Due
105	130	205	65	Surcharge - late filing fee or oath	130
				Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	130
115	110	215	55	Ext. for reply within first month	110
117	870	217	435	Ext. for reply within third month	870
128	1,850	228	925	Ext. for reply within fifth month	1,850
120	300	220	150	Filing brief in support of appeal	300
140	110	240	55	Petition to revive - unavoidable	110
142	1,210	242	605	Utility issue fee (or reissue)	1,210
123	50	123	50	Petitions related to prov. appl.	50
146	760	246	380	Filing submission after final rejection (37 CFR 1.129(a))	760
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	920*
143	130	243	215	Design issue fee	130
581	40	581	40	Recording patent assignment	40
				Other fee (specify)	
				SUBTOTAL (3) \$130.	
				TOTAL AMOUNT ENCLOSED (\$)	890.00

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name	Dianna L. DeVore, BOZICEVIC, FIELD & FRANCIS LLP	Reg. Number	42,484
Signature	<i>Dianna L. DeVore</i>	Date	12/13/99

UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAME/ATTORNEY	ATTORNEY DOCKET NO./TITLE
19-111-100	12-16-98	ADROU	A 19-111-100

020403
 FENWICK AND BENMILLER
 1155 AVENUE OF THE AMERICAS
 NEW YORK, NY 10020-3211

020403/0021

1907-4-26-100

1625

DATE MAILED:

01-21-99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed) / non-small entity is \$ 130.

1. The statutory basic filing fee is:

missing.
 insufficient

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.
 does not cover the newly submitted items.
 does not identify the application to which it applies.

does not include the city and state or foreign country of applicant's residence.
 An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date, is required.

4. The signature(s) to the oath or declaration is/are by a person other than Inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint Inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all Inventors and signed by the omitted Inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

COPY

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted via facsimile to the Assistant Commissioner for Patents, Washington, D.C. 20231 on this date October 21, 1999.

Typed or Printed Name	Kimberly W. Zuchlke	
Signature	Kimberly W. Zuchlke	Date
		October 21, 1999

TRANSMITTAL		
Address to: Box Missing Parts Assistant Commissioner for Patents Washington, D.C. 20231	Attorney Docket	OLIG-0010CON
	First Named Inventor	Amy Arrow et al.
	Application Number	09/211,794
	Filing Date	December 15, 1998
	Group Art Unit	1635
	Examiner Name	To Be Assigned
Title	THREE COMPONENT CHIMERIC ANTISENSE OLIGONUCLEOTIDES	

Sir:

This transmittal is in response to a telephone conversation between Carol Barnes of the U.S. Patent and Trademark Office and the undersigned regarding non-receipt of the Notice to File Missing Parts in the above identified patent application. The Notice to File Missing Parts was never received by our firm. To support this, enclosed please find the following documents:

1. a copy of a status inquiry filed August 9, 1999; and
2. a copy of our internal mail logs for January 21, 1999 through February 4, 1999.

Please note that the documents received on February 4, 1999 from Pennie & Edmonds only included the physical file; the Missing Parts was not included therein.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: 10/21/99

By: Dianna L. DeVore
Dianna L. DeVore
Registration No. 42,484

BOZICEVIC, FIELD & FRANCIS LLP
285 Hamilton Avenue, Suite 200
Palo Alto, California 94301
Telephone: (650) 327-3400
Facsimile: (650) 327-3231
FACSIMILE DOCUMENTATION CONTROLLED BY SP1